

To: Shmuel Klein, Esq.
268 West Route 59
Spring Valley, NY 10977

Attorney for Plaintiff

I make this acknowledgement as counsel for CIT Bank (erroneously sued in this action as CIT Group Inc.) ("CIT"), and I am fully authorized to do so. I acknowledge receipt by CIT of your request that CIT waive service of a summons in the action entitled *Laverde v. Capital One Healthcare Finance, et al.*, No. 07 Civ. 4838 (S.D.N.Y.). CIT has received a copy of the complaint in the action, and two copies of an instrument for use in waiving service of the summons.

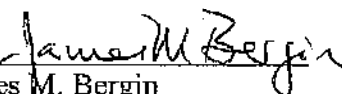
CIT agrees to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that it be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

CIT will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court, except for objections based on a defect in the summons or in the service of the summons.

CIT understands that a judgment may be entered against it if an answer or motion under Rule 12 of the Federal Rules of Civil Procedure is not served on you within 60 days after the date your request was sent.

Dated: July 2, 2007

MORRISON & FOERSTER LLP

By: 
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Attorneys for defendant
CIT Bank (erroneously sued as
CIT Group Inc.)